



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 6

1445 ROSS AVENUE, SUITE 1200
DALLAS, TX 75202-2733

JUN -6 2008

Mr. Steve Drown, Chief
Water Division
Arkansas Department of Environmental Quality
5301 Northshore Drive
North Little Rock, AR 72118-5317

Dear Mr. Drown:

Thank you for submitting Arkansas' 2006 §303(d) List of Water Quality Limited Segments. The Environmental Protection Agency (EPA) has conducted a complete review of the submittals dated April 28, 2008 and May 8, 2008 and supporting documentation and supplemental information provided at EPA's request. I would like to acknowledge the efforts of ADEQ staff who worked closely with EPA in the development of this list.

Based on this review, EPA has determined that Arkansas' 2006 list of water quality limited segments (WQLSs) still requiring Total Maximum Daily Loads (TMDLs) partially meets the requirements of Section 303(d) of the Clean Water Act ("CWA" or "the Act") and EPA's implementing regulations. Arkansas' water body listing and priority ranking decisions meet the listing requirements. However, Arkansas' decisions not to list several waters and pollutants identified in Appendix V of the the enclosed Record of Decision do not meet the listing requirements. Therefore, by this letter, EPA approves Arkansas' decision to list three hundred twenty one (321) water body pollutant combinations identified in the State's listing submission and associated priority rankings. Furthermore, EPA is taking neither an approval or disapproval action on thirty six (36) beryllium listings. EPA disapproves the State's decision not to list seventy-nine (79) water body pollutant combinations. EPA is further identifying these seventy-nine (79) additional water bodies and pollutants with appropriate priority rankings for inclusion on the 2006 Section 303(d) list. EPA will open a public comment period on the additions to the list and will, if necessary, revise the list of added waters and pollutants after we consider any comments received. The statutory and regulatory requirements, and a summary of EPA's review of Arkansas' compliance with each requirement, are described in the enclosed record of decision.

The seventy-nine (79) water body pollutant pairs EPA is proposing to add to the 2006 303(d) List can be grouped into six categories with a general justification for the

